

**MINUTES**  
**TENNESSEE BOARD OF OSTEOPATHIC EXAMINATION**  
**March 23, 2005**

A regular meeting of the Tennessee Board of Osteopathic Examination was held in the Tennessee Room located on the Ground Floor of the Cordell Hull State Office Building on March 23, 2005.

**Members Present:** Jill Robinson, DO; Donald H. Polk, DO; Paul Smith, Jr., DO; Joyce Ann Brown, DO; Rafael Sanchez, DO, and Janis Hinton, Citizen Member

**Staff Present:** Rosemarie Otto, Medical Board Director, Sheila Bush, Administrator, Marsha Arnold, Manager, Robert Kraemer, Advisory Attorney, Jerry Kosten, Rules Coordinator

The Board convened at 1:00 pm with the President, Dr. Robinson, presiding. Dr. Robinson determined that a quorum of members was present in order to conduct Board business. Dr. Robinson also welcomed the new board member, Janis Hinton.

**Ratify Minutes of Previous Meeting**

Dr. Polk made a motion to accept the minutes from the March 23, 2005 meeting. Dr. Sanchez seconded the motion. Motion carried.

**Disciplinary Report**

Ms. Rosemarie Otto, Executive Director, gave the disciplinary report.

**Managers Report**

Ms. Marsha Arnold, Unit Manager for the Medical Board, gave the Director/Manager report to the Board.

**Investigative Report**

Ms. Rosemarie Otto, Executive Director for the Medical Board gave the investigative report. There has been no change from the last meeting.

**Office of General Counsel Report**

Mr. Robert Kraemer read his report to the Board and reported that there were eight (8) open disciplinary cases in the Office of General Counsel. Mr. Kraemer also informed the Board that the rules for the fee increase will go into effect on March 30, 2005 and the rules for medical records went into effect on January 1, 2005.

## **Financial Report**

Ms. Otto gave the financial report and informed the Board that the deficit is \$56,749.18. Ms. Otto also informed the Board about the fee increase and that they are moving in the right direction.

## **Rulemaking Hearing**

Jerry Kosten, Rules Coordinator, presented to the Board amendments to Board rule 1050-2-.15 concerning Disciplinary rules for the Council of Certified Professional Midwifery. After review, a motion was made by Dr. Sanchez and seconded by Dr. Brown to adopt the amendments to Board rule 1050-2-.15. Motion carried. The roll call vote was affirmative.

Mr. Kosten also presented to the Board the request to authorize a rulemaking hearing pertaining to criminal background checks on all new applicants applying for licensure as an Osteopathic physician. Dr. Brown made a motion to authorize the rulemaking hearing on criminal background checks for new applicants applying for licensure and Ms. Hinton seconded the motion. The motion carried.

## **Interviews**

Dr. Robert J. Sass, D.O. – Dr. Sass was present at the Board meeting at the request of Dr. Polk who had reviewed his application file. Dr. Sass answered yes to questions 2, 11 (b) and (c) on his application. After discussion, Dr. Sanchez made a motion to deny Dr. Sass' application. Dr. Brown seconded the motion. The motion did not carry. Dr. Sanchez withdrew his motion. Dr. Smith made a motion to have Dr. Sass' application file reviewed by a surgical consultant for the board and to have Dr. Sass submitted documentation from the Bristol Hospital showing that he has received hospital privileges pending licensure in the State of Tennessee. Dr. Sass must submit the approval directly to the Board's administrative office. Dr. Brown seconded the motion. The motion carried.

Dr. Andrew Kramer, D.O. – Dr. Kramer was present at the Board meeting at the request of Dr. Polk who had reviewed his application file. Dr. Kramer answered yes to questions 2, 11 (b) and (c) on his application. After discussion, Dr. Robinson made a motion to approve Dr. Kramer's application. Dr. Smith seconded the motion. The motion carried.

Dr. Margaret Troxell, D.O. – Dr. Troxell was present at the Board meeting at the request of Dr. Brown who had reviewed her application file. Dr. Troxell answered yes to questions 5, 7, 10 (c) and 11 on her application. After discussion, Dr. Polk made a motion to approve Dr. Troxell's application. Dr. Smith seconded the motion. The motion carried.

## **Policy Statement**

Ms. Otto explained to the Board that the continuing medical education rule passed in November 2002 and that those licensees that expired in the year 2005 must have 40 (forty) hours

of continuing education before renewing. Ms. Otto presented the Board a policy statement for those licensees who are in non-compliance with the continuing medical education. The policy statement can be used instead of licensees going through a formal hearing that is reportable to the National Practitioner's Database. After discussion, Dr. Polk made a motion to accept the policy statement as presented. Dr. Smith seconded the motion. The motion carried with Dr. Brown voting no.

### **General Discussion**

Ms. Otto presented to the Board information for the upcoming Federation State Medical Board's annual meeting to be held May 12-14, 2005 in Dallas, TX. After discussion, Ms. Hinton stated that she would like to attend the meeting as a representative for the Board.

### **File Review**

Dr. Amy Armada, D.O., file was reviewed by the Board. Dr. Sanchez made a motion to approve Dr. Armada's application file for licensure. Dr. Smith seconded the motion. The motion carried.

Dr. Werner Grentz, D.O., file was reviewed by the Board. Dr. Sanchez noticed the Dr. Grentz didn't have an original letter of recommendation from Dr. James. Dr. Sanchez made a motion to approve Dr. Grentz application pending the receipt of an original letter of recommendation from Dr. James. Dr. Brown seconded the motion. The motion carried.

Dr. Elizabeth Simpson, D.O., file was reviewed by the Board. Dr. Robinson made a motion to approve Dr. Simpson's application file for licensure. Dr. Brown seconded the motion. The motion carried.

Dr. Marc Tressler, D.O., file was reviewed by the Board. Dr. Brown made a motion to approve Dr. Tressler's application file for licensure. Dr. Polk seconded the motion. The motion carried.

### **Ratification of New Licenses, Reinstatements and Fail to Renew**

Dr. Polk made a motion to ratify the new osteopathic physician licensees, midwives and x-ray operators, reinstatements and failed to renew licenses. Ms. Hinton seconded the motion. The motion carried.

Dr. Sanchez made a motion to adjourn at 4:35 p.m. Dr. Brown seconded the motion. The motion carried.

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Donald Polk, DO, Secretary

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